



**GAIL FARBER, Director**

## **COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

November 13, 2012

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

### **ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

**28 November 13, 2012**

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

### **RESOLUTION OF SUMMARY VACATION ALLEY WEST OF BROADWAY AND NORTH OF 135TH STREET IN THE UNINCORPORATED COMMUNITY OF ATHENS VILLAGE (SUPERVISORIAL DISTRICT 2) (3 VOTES)**

#### **SUBJECT**

The action will allow the County of Los Angeles to vacate an alley west of Broadway and north of 135th Street in the unincorporated community of Athens Village that is no longer needed for public use. The vacation has been initiated by the Department of Public Works with concurrence from the underlying property owners.

#### **IT IS RECOMMENDED THAT THE BOARD:**

1. Find that this action is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the alley west of Broadway and north of 135th Street in the unincorporated community of Athens Village is excess and not required for street and highway purposes and that it may, therefore, be vacated pursuant Section 8334(a) of the California Streets and Highways Code.
3. Find that the alley west of Broadway and north of 135th Street in the unincorporated community of Athens Village is not useful as a nonmotorized transportation facility as required by Section 892 of the California Streets and Highways Code.

4. Find that the public convenience and necessity require the reservation and exception of an easement and right of way for storm drain and ingress and egress purposes within the alley west of Broadway and north of 135th Street in the unincorporated community of Athens Village, owned by the Los Angeles County Flood Control District, in accordance with Sections 8340 and 8341 of the California Streets and Highways Code.

5. Adopt the Resolution of Summary Vacation.

6. Upon approval, authorize the Director of Public Works to record the certified original resolution with the office of the Registrar-Recorder/County Clerk of the County of Los Angeles.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to find that the project is categorically exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles (County) to vacate the alley west of Broadway and north of 135th Street (Alley) in the unincorporated community of Athens Village, since it no longer serves the purpose for which it was dedicated and is not required for public use.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The vacation of the Alley will result in added revenue through assessment and taxation and reduce the County's exposure to potential liability.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The area to be vacated contains approximately 9,072 square feet and is shown on the map that is attached to the enclosed Resolution of Summary Vacation.

The County's interest in the Alley was acquired in 1910 by dedication in Tract No. 819, recorded in Book 16, pages 154 and 155, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles as an easement for alley purposes.

The Department of Public Works with concurrence from the underlying property owners, requested the vacation in order to subsequently gate the entrance of the alley to prevent illicit activities. The vacation will result in the property being unencumbered of the excess easement, thereby allowing the underlying property owners to exercise their reversionary rights over the vacated area.

The California Streets and Highways Code Section 8334(a) provides that the legislative body of a local agency may summarily vacate any excess right of way of a street or highway not required for street or highway purposes.

The Alley is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code.

Easement rights for existing storm drain facilities will be reserved for the Los Angeles County Flood Control District pursuant to Sections 8340 and 8341 of the California Streets and Highways Code.

Adoption of the enclosed resolution and the subsequent recordation will terminate the County's rights and interest in the Alley. Your action will result in the property being unencumbered by the Easement and available to the property owners for use without restriction of the Easement.

### **ENVIRONMENTAL DOCUMENTATION**

This action is categorically exempt from the provisions of CEQA as specified in Sections 15305 and 15321 of the State CEQA Guidelines, which state that this class of projects consisting of minor alterations in land use, limitations, and actions to revoke entitlement for use, issued and adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This action will allow for additional property taxes through the vacation of the Alley.

### **CONCLUSION**

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Survey/Mapping & Property Management Division, together with a copy of the Board's minute order. Retain one original for your files.

Respectfully submitted,



GAIL FARBER

Director

GF:SGS:mr

Enclosures

c: Auditor-Controller (Accounting Division - Asset  
Management)  
Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office

**RESOLUTION OF SUMMARY VACATION  
ALLEY WEST OF BROADWAY AND  
NORTH OF 135TH STREET**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES  
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the holder of an easement for alley purposes (hereinafter referred to as the Alley) in, over, and across the real property legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Alley, west of Broadway and north of 135th Street, is located in the unincorporated community of Athens Village in the County of Los Angeles, State of California.
2. The Alley has been determined to be excess and not required for public street and highway purposes.
3. The Alley is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code.
4. The public convenience and necessity require the reservation and exception of an easement and right of way for storm drain and ingress and egress purposes located within the Alley, owned by the Los Angeles County Flood Control District, in accordance with Sections 8340 and 8341 of the California Streets and Highways Code.
5. The Alley is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8330; reserving and excepting therefrom an easement and right of way for storm drain and ingress and egress purposes located within the Alley in favor of the Los Angeles County Flood Control District.
6. The Director of Public Works, or her designee, is authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Alley will be terminated.
7. From and after the date this resolution is recorded, the Alley will no longer constitute a street, highway, or public service easement.

The foregoing resolution was on the 13<sup>th</sup> day of November, 2012, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

JOHN F. KRATTLI  
County Counsel

By

Julia Morrison  
Deputy

SACHI A. HAMAI  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By

[Signature]  
Deputy



NS:mr

P:\MPPUB\ADMIN\MARIA\BOARD LETTER RESOLUTION\135TH ST RESOLUTION

## EXHIBIT A

Project Name: **ALLEY WEST OF BROADWAY  
NORTH OF 135<sup>TH</sup> STREET 314-1VAC**

A.I.N. 6132-009-alley

T.G. 734-C2

I.M. 069-197

R.D. 232

S.D. 2

R088ATHNS1

### LEGAL DESCRIPTION

**PARCEL NO. 314-1VAC** (Vacation of easement for alley purposes):

All that certain 12-foot wide strip of land lying southerly of Lots 1 to 4, inclusive, and Lot 6, Block 53, Tract No. 819, as shown on map recorded in Book 16, pages 154 and 155, of Maps, in the office of Registrar-Recorder/County Clerk of the County of Los Angeles, shown and designated as "ALLEY" on said map.

EXCEPTING therefrom that portion lying easterly of the southerly prolongation of a line parallel with and 20 feet westerly, measured at right angles, from the easterly line of said Lot 6.

RESERVING to the Los Angeles County Flood Control District an easement for storm drain and ingress and egress purposes in, over, and across the above described PARCEL NO. 314-1VAC.

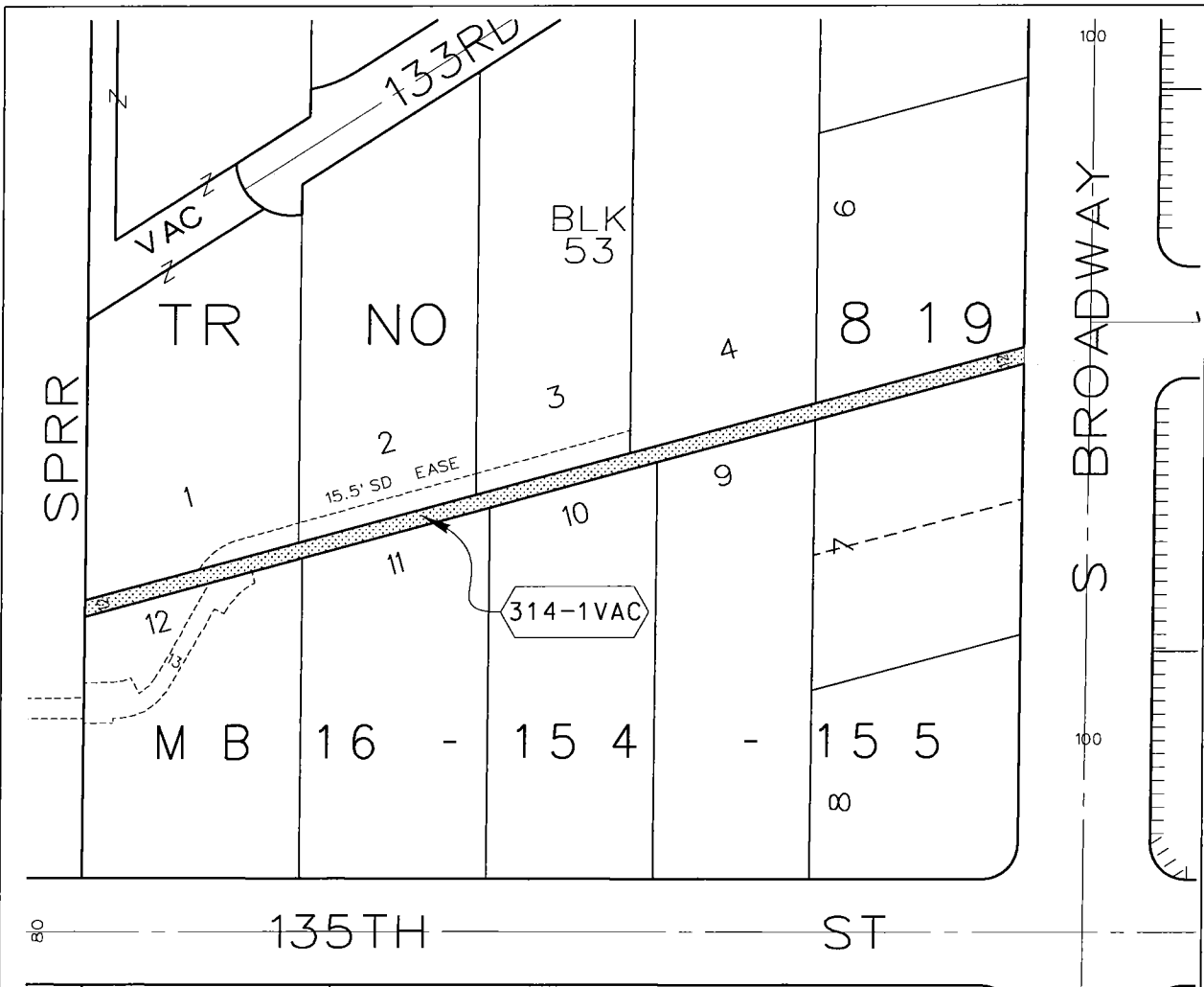
The reservation herein is made in accordance with the provisions of Sections 8340 and 8341 of the Streets and Highways Code of the State of California.

Containing: 9,072± square feet.



APPROVED AS TO DESCRIPTION	
By	
	LICENSED LAND SURVEYOR
	Los Angeles County Department of Public Works
Dated	OCT. 4, 2012






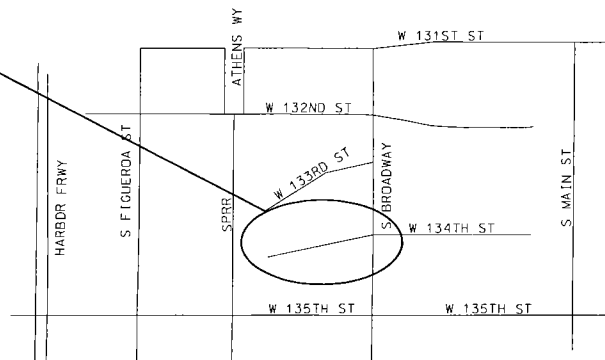
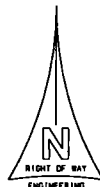
### SUBJECT LOCATION

ALL IN THE UNINCORPORATED  
TERRITORY OF THE  
COUNTY OF LOS ANGELES

## EXHIBIT B

### LEGEND

 Areas to be vacated  
Total Area: 9,072± s.f.



### REVISIONS

1.

MAP PREPARED BY: N. SALAZAR

DEPARTMENT OF PUBLIC WORKS

SURVEY/MAPPING & PROPERTY MANAGEMENT DIVISION

SD.	RD.	A.I.N.	T.G.
2	232	6132-009-001 to 004, 006 & 010 to 014	734-C2

ALLEY W/O BROADWAY  
& N/O 135TH ST.

DRAWING NO.  
R088ATHNS1

SCALE  
NONE

DATE  
09-18-12

I.M.  
069-197